

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH CAROLINA  
COLUMBIA DIVISION

Susan Diane Scruggs as Personal Representative of the Estate of William Bradley Scruggs,	)	C/A No. 0:19-cv-00921-RBH-PJG
Plaintiff,	)	
-vs	)	
Bryan Stirling in his official capacity as Director of the South Carolina Department Of Corrections; Beverly Wood in her individual capacity; Robert Poiletman, in his individual capacity, Rubin Ridgeway, Antionette Bradley in her individual Capacity, Tim Riley in his individual Capacity, Andrea Thompson in her Individual capacity, Kinnard Debose in his Individual capacity, Lefford Fate in his Individual capacity,	)	
Defendants.	)	
David T. King, individually and as Personal Representative of the Estate of John Telly King,	)	C/A No. 0:19-cv-00828-RBH-PJG
Plaintiff,	)	
vs.	)	
Warden Timothy Riley, Associate Warden Andrea Thompson, Associate Warden Gary Lane, Major V. Jackson, Captain Yolanda Brown, Lt. Tecorrie Garvin, Lt. Travis Pressley, Sgt. Dewaun McKan, Cpl. Matthew Whitaker, C/O Damian Jones,	)	
Defendants.	)	

James H. Kelley, individually and as Personal Representative of the Estate of Joseph H. Kelley,	)	C/A No. 0:19-cv-00827-RBH-PJG
	)	
	)	
Plaintiff,	)	
	)	
-vs-	)	
	)	
Warden Timothy Riley, Associate	)	
Warden Andrea Thompson, Associate	)	
Warden Gary Lane, Major V. Jackson,	)	
Captain Yolanda Brown, Lt. Tecorrie	)	
Garvin, Lt. Travis Pressley, Sgt. Dewaun	)	
McKan, Cpl. Matthew Whitaker, C/O	)	
Damian Jones,	)	
	)	
Defendants.	)	
	)	
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Lola Robinson, individually and as Personal Representative of the Estate of Jimmy Lee Ham,	)	C/A No. 0:19-cv-00826-RBH-PJG
	)	
	)	
Plaintiff,	)	
	)	
-vs-	)	
	)	
Warden Timothy Riley, Associate	)	
Warden Andrea Thompson, Associate	)	
Warden Gary Lane, Major V. Jackson,	)	
Captain Yolanda Brown, Lt. Tecorrie	)	
Garvin, Lt. Travis Pressley, Sgt. Dewaun	)	
McKan, Cpl. Matthew Whitaker, C/O	)	
Damian Jones,	)	
	)	
Defendants.	)	
	)	

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#### **CONSENT ORDER CONSOLIDATING ACTIONS FOR DISCOVERY PURPOSES**

The above-referenced actions arise out of an April 7, 2017 incident at Kirkland Correctional Institution where two inmates attacked and killed four other inmates. All four actions contain common questions of law and fact and common parties and witnesses. Thus, the consolidation of these actions for the purposes of discovery will result in judicial economy and

prevent unnecessary cost and delay.

Upon motion of G. Murrell Smith, Jr., attorney for Defendants in all actions, and with the consent of Charles E. Grose, Jr., and Austin McDaniel, attorneys for Plaintiff Scruggs (C/A No. 0:19-cv-00921-RBH-PJG), and C. Carter Elliott, Jr., attorney for Plaintiffs Kelley (C/A No. 0:19-cv-00827-RBG-PJG), King (C/A No. 0:19-cv-00828-RBH-PJG), and Robinson (C/A No. 0:19-cv-00826-RBH-PJG), the above-captioned cases shall be consolidated for the purposes of discovery pursuant to Rule 42(a) of the Federal Rules of Civil Procedure. All parties reserve the right to move for consolidation of these cases for trial at a later date.

IT IS SO ORDERED.



Paige J. Gossett  
UNITED STATES MAGISTRATE JUDGE

September 19, 2019  
Columbia, South Carolina

**WE SO MOVE:**

s/G. Murrell Smith, Jr.  
G. Murrell Smith, Jr. (#6120)  
David C. Holler  
H. Thomas Morgan, Jr.  
Smith Robinson Holler DuBose  
and Morgan, LLC  
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Sumter, South Carolina 29151  
Counsel for Defendants

**WE CONSENT:**

s/E. Charles Grose, Jr.  
E. Charles Grose, Jr. (#6072)  
The Grose Law Firm, LLC  
400 Main Street  
Greenwood, South Carolina 29646  
Counsel for Plaintiff Scruggs

s/C. Austin McDaniel  
C. Austin McDaniel (#12726)  
523 North Main Street  
Anderson, South Carolina 29621  
Counsel for Plaintiff Scruggs

**I CONSENT:**

s/C. Carter Elliott, Jr.  
C. Carter Elliott, Jr. (#5423)  
Elliott & Phelan, LLC  
119 Screven Street  
Georgetown, SC 29440  
Counsel for Plaintiffs Kelley, King, and Robinson